

Patrick R. Kitchen, Esq. (SBN. 162965)
THE LAW OFFICE OF PATRICK R. KITCHIN
 565 Commercial Street, 4th Floor
 San Francisco, CA 94111
 415-677-9058
 415-627-9076 (fax)

Daniel Feder (SBN. 130867)
THE LAW OFFICES OF DANIEL FEDER
 807 Montgomery Street
 San Francisco, CA 94133
 (415) 391-9476

Attorneys for Plaintiffs
 Ann Otsuka, Janis Keefe, Corinne Phipps and Justin Kiser

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ANN OTSUKA, an individual; JANIS KEEFE,) Case No.: C-07-02780-SI
 an individual; CORINNE PHIPPS, an)
 individual; and JUSTIN KISER, an individual;) **DECLARATION OF PATRICK R.**
 individually and on behalf of all others similarly) **KITCHIN IN SUPPORT OF REQUEST**
 situated,) **TO RELIEVE PLAINTIFFS' COUNSEL**
) **DANIEL FEDER AS COUNSEL TO**
 Plaintiffs,) **JANIS KEEFE, CORINNE PHIPPS AND**
 vs.) **JUSTIN KISER**

POLO RALPH LAUREN CORPORATION; a)
 Delaware Corporation; POLO RETAIL, LLC., a)
 Delaware Corporation; POLO RALPH)
 LAUREN CORPORATION, a Delaware)
 Corporation, doing business in California as) **JUDGE: Hon. Susan Illston**
 POLO RETAIL CORP; FASHIONS OUTLET) **LOCATION: Courtroom 10, 19th Floor**
 OF AMERICA, INC., a Delaware Corporation) **450 Golden Gate Avenue**
 and DOES 1-500, inclusive) **San Francisco, California 94102**

Defendants.

Otsuka, et al. v. Polo, et al.

Case No. C-07-02780-SI

REQUEST TO RELIEVE ATTORNEY DANIEL FEDER AS COUNSEL TO PLAINTIFFS
 JANIS KEEFE, CORINNE PHIPPS AND JUSTIN KISER

1 I, Patrick R. Kitchen, declare:

- 2 1. I am an attorney at law licensed to practice before the Courts of the State of California,
3 and am admitted to this Federal District Court. I serve as counsel to all plaintiffs in this
4 case, and make this declaration based on personal knowledge.
- 5 2. As requested by the Court on July 25, 2007, I submit this declaration to briefly
6 detail why Daniel L. Feder is seeking to be relieved of all duties to Janis Keefe,
7 Corinne Phipps and Justin Kiser in this case.
- 8 3. In July 2007, Janis Keefe, Corinne Phipps and Justin Kiser expressly terminated
9 Daniel Feder as their legal counsel in this case. The reasons these plaintiffs
10 terminated Mr. Feder as their counsel are subject to the attorney-client privilege
11 and/or the attorney work product doctrine.

12 I declare or affirm under penalty of perjury under the laws of the United States of
13 America that the foregoing is true and correct and that this declaration was made on July
14 25, 2007, in San Francisco, California.

15
16 _____/S/_____
17 Patrick R. Kitchen
18
19
20
21
22
23
24
25
26
27
28